

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Joint Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Switching in Its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050.

Application 01-02-024
(Filed February 21, 2001)

Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Loops in Its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050.

Application 01-02-035
(Filed February 28, 2001)

**ASSIGNED COMMISSIONER'S RULING
ESTABLISHING AN EX PARTE COMMUNICATIONS
BAN IN THE UNE REEXAMINATION PROCEEDING**

On December 5, 2001, Commissioner Brown instituted a ban on ex parte communications in the Section 271 proceeding. Due to the fact that Unbundled Network Elements (UNE) pricing is an issue in the Section 271 matter and the above-titled case, also known as the UNE Reexamination proceeding, I believe now is the appropriate time to institute a similar ban on ex parte communications in the UNE Reexamination proceeding. Parties have had the opportunity to file comments and reply comments on interim pricing for

unbundled loops and switching, and the interim phase of this ratesetting proceeding is submitted.

Therefore, pursuant to Rule 87 of the Commission's Rules of Practice and Procedure (Rules), I will establish a ban on any and all ex parte communications between interested persons and decisionmakers and any Commissioner's personal advisor effective immediately and until further notice. Parties are advised that the ex parte rules (including the definition of "ex parte communications," "interested person," and "decisionmaker") are found in Rule 5.

Accordingly, **IT IS RULED** that pursuant to Rule 87 of the Commission's Rules of Practice and Procedure, any and all ex parte communications with Commission decisionmakers and Commissioner's personal advisors regarding the Unbundled Network Elements Reexamination proceeding are prohibited.

Dated December 14, 2001, at San Francisco, California.

/s/ CARL WOOD

Carl Wood
Assigned Commissioner

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Assigned Commissioner's Ruling Establishing an Ex Parte Communications Ban in the UNE Reexamination Proceeding on all parties of record in this proceeding or their attorneys of record.

Dated December 14, 2001, at San Francisco, California.

/s/ JACQUELINE GORZUCH
Jacqueline Gorzuch

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.

A.01-02-024, A.01-02-035 CXW/jgo